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PATENT  
ATTORNEY DOCKET NO. 041465-5107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3  
S-I  
11-07-03

In re Application of: )  
)  
Tomohiro KIMURA )  
)  
Application No.: 09/824,717 )  
)  
Filed: April 4, 2001 )  
)  
For: IMAGE CHANGE DETECTING )  
APPARATUS AND IMAGE CHANGE )  
DETECTING METHOD, IMAGE )  
ENCODING APPARATUS AND )  
INFORMATION RECORDING MEDIUM )  
HAVING IMAGE CHANGE DETECTING )  
PROGRAM RECORDED IN COMPUTER )  
READABLE MANNER )

Group Art Unit: 2643

Examiner: To be assigned

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Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. Each item of information contained in this Information Disclosure Statement (IDS) was cited in an European Search Report issued by the European Patent Office on June 5, 2003. A copy of the European Search Report is enclosed for the Examiner's consideration.

To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application, and no fees are believed to be necessary.

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that no better art exists and does not constitute an admission that any or all of the listed documents is material or constitutes "Prior Art." If it should be determined that any of the listed documents do not constitute "Prior Art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: August 7, 2003

By: 

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